

JAP6 Rec'd PCT/PTO 25 JAN 2007

IN THE UNITED STATES DESIGNATED/ELECTED' OFFICE (DO/EO/US)
UNDER THE PATENT COOPERATION TREATY

In Re Application of: **Guetty**
U.S. Serial No.: 10/552,905
(Nat. Phase of Int. Appl. No.: PCT/FR04/00898)
U.S. Filing Date: 13 October 2005
(Int. Filing Date: 13 April 2004)
Title: KIT FOR THE INSERTION OF AN INTRAGASTRIC IMPLANT, CASE FOR INSERTING
SUCH AN IMPLANT, AND CORRESPONDING PRODUCTION METHOD
Atty Docket No.: 80350-1450

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

Mail Stop PCT (DO/EO/US)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

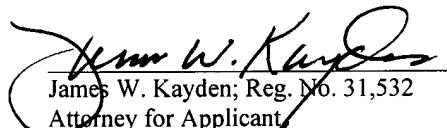
Sir:

Enclosed for filing in the above-captioned International application are the following documents:

1. Copy of Notification of Defective Response;
2. Response to Notification of Defective Response;
3. Executed Combined Declaration and Power of Attorney; and
4. Return receipt postcard.

The Commissioner is authorized to charge the deposit account No. 20-0778 any additional fees which may be required, or credit any overpayment to Deposit Account No. 20-0778.

Respectfully submitted,



James W. Kayden, Reg. No. 31,532
Attorney for Applicant

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**

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I hereby certify that all correspondence listed above are being deposited for delivery to the above addressee, with the United States Postal Service as "Express Mail", under Express Mail Label No. **EV 907932981 US** service under 37 CFR 1.10 on the date indicated below.

Date:

January 25, 2005 Gina Silverio
Gina Silverio

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Confirmation No. 6965

Guetty

Serial No: 10/552,905 Docket No.: 80350-1450

PCT Filing Date: 13 April 2004

For: **KIT FOR THE INSERTION OF AN INTRAGASTRIC IMPLANT, CASE FOR
INSERTING SUCH AN IMPLANT, AND CORRESPONDING
PRODUCTION METHOD**

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

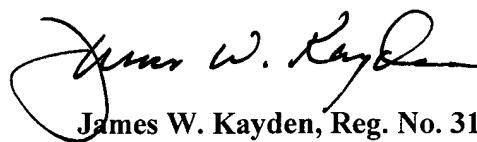
Mail Stop PCT (DO/EO/US)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Defective Response mailed on January 16, 2007, the Applicant herewith submits a signed Combined Declaration and Power of Attorney in connection with the above-identified application. The Declaration and Power of Attorney includes the citizenship and mailing address of the inventor.

If the Office believes that additional fees may be required, the Office is authorized to charge any deficiency to Deposit Account No. 20-0778.

Respectfully submitted,



James W. Kayden, Reg. No. 31,532
Attorney for Applicant

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Date: 25-JAN-2007
Customer No: 24504



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/552,905	Richard Jean-Claude Guetty	80350-1450
		INTERNATIONAL APPLICATION NO.
		PCT/FR04/00898
		I.A. FILING DATE PRIORITY DATE
		04/13/2004 04/16/2003
CONFIRMATION NO. 6965		
371 FORMALITIES LETTER		
 *OC000000021999137*		

Date Mailed: 01/16/2007

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 10/13/2005
- English Translation of the IA filed on 10/13/2005
- Copy of the International Search Report filed on 10/13/2005
- Preliminary Amendments filed on 10/13/2005
- Oath or Declaration filed on 10/03/2006
- Small Entity Statement filed on 10/13/2005
- U.S. Basic National Fees filed on 10/13/2005
- Priority Documents filed on 10/13/2005
- Specification filed on 10/13/2005
- Claims filed on 10/13/2005
- Abstracts filed on 10/13/2005
- Drawings filed on 10/13/2005

DOCKETED
 3m EXT resp to missing
 req due 2/8/07

SCANNED

Applicant's response filed 10/03/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 09/08/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - does not identify the citizenship of each inventor.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing

THOMAS KAYDEN
 HORSTEMEYER & RISLEY, LLP

JAN 19 2007

Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Additionally the following defects have been observed:

- The oath of declaration does not comply with 37 CFR 1.63 in that it:
 - does not identify the mailing address of each inventor. If the residence is different from the mailing address, then the city and state or city and foreign country of residence of each inventor must also be given.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/552,905	PCT/FR04/00898	80350-1450

FORM PCT/DO/EO/916 (371 Formalities Notice)